# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE DECLARATION FOR PATENT APPLICATION

| As a below named inventor, | I hereby declare that: |
|----------------------------|------------------------|
|----------------------------|------------------------|

My residence, post office address and citizenship are as stated below next to my name.

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Multilayered Microcultures

the specification of which was filed on May 19, 2005 as U.S. Patent Application No. 10/535,588

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by an amendment, if any, specifically referred to herein.

I acknowledge the duty to disclose all information known to me that is material to patentability in accordance with Title 37, Code of Federal Regulations, § 1.56.

### FOREIGN PRIORITY CLAIM

I hereby claim foreign priority benefits under Title 35, United States Code § 119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

| X | no such foreign applications have been filed         |
|---|--|
|   | such foreign application have been filed as follows: |

# EARLIEST FOREIGN APPLICATION(S), IF ANY FILED WITHIN 12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION

| Application Number | Country | Date of Filing<br>(dd/mm/yyyy) | Priority Claimed<br>Under 35 USC 119 |
|--------------------|---------|--------------------------------|--------------------------------------|
|                    |         |                                | Yes No                               |
|                    | ·       | •                              | Yes No                               |
|                    |         |                                | Yes No                               |

# ALL FOREIGN APPLICATION(S), IF ANY FILED MORE THAN 12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION

| Country | Date of Filing (dd/mm/yyyy) |
|---------|-----------------------------|
|         |                             |
|         |                             |
|         |                             |
|         | Country                     |

## CLAIM FOR BENEFIT OF EARLIER U.S. PROVISIONAL APPLICATIONS

| I hereby claim priority benefits under Title 35, United States Code §119(e), of any Unit | ed |
|--|----|
| States provisional patent application(s) listed below:                                   | _  |

|   |  | no such U.S. | provisional | annlications | have heer | n filed  |
|---|--|--------------|-------------|--------------|-----------|----------|
| 1 |  | no such C.S. | provisionar | applications | Have Deel | i ilicu. |

x such U.S. provisional application have been filed as follows:

| Application Number | Date of Filing (dd/mm/yyyy) | Priority Claimed<br>Under 35 USC 119 |
|--------------------|-----------------------------|--------------------------------------|
| 60/427,646         | 19/11/2002                  | x Yes No                             |
| ·                  |                             | Yes No                               |
|                    |                             | Yes No                               |

## CLAIM FOR BENEFIT OF EARLIER U.S./PCT APPLICATION(S)

I hereby claim the benefit under Title 35, United States Code, §120 of the United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose all information that is material to patentability in accordance with Title 37, Code of Federal

Regulations, §1.56 which became available to me between the filing date of the prior application and the national or PCT international filing date of this application:

no such U.S./PCT applications have been filed.

x such U.S./PCT application have been filed as follows:

| Application Number | Date of Filing (dd/mm/yyyy) |
|--------------------|-----------------------------|
| PCT/US03/36958     | 19/11/2003                  |
|                    |                             |
|                    |                             |

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

### I hereby appoint:

All practitioners at Customer Number 04743

jointly, and each of them severally, my attorneys at law/patent agent(s), with full power of substitution, delegation and revocation, to prosecute this application, to make alterations and amendments therein, to receive the patent, and to transact all business in the U. S. Patent and Trademark Office connected therewith.

Please mail all correspondence to William K. Merkel, whose address is:

#### MARSHALL, GERSTEIN & BORUN LLP

233 S. Wacker Drive, Suite 6300 Sears Tower Chicago, Illinois 60606-6357

Please direct telephone calls to: William K. Merkel at (312) 474-6300.

Please direct facsimiles to: (312) 474-0448

| Pull name of sole or first inventor    | •      |
|--|--------|
| Tejal A. Desai                         |        |
| -Sole or first inventor's signature    | Date   |
| Trial Price                            | 6/2/05 |
| Residence A                            | 0/-/03 |
| Wellesley, Massachusetts               |        |
|  |        |
| Citizenship US                         | ·      |
| Mailing Address                        |        |
|  |        |
| 50 Emerson Road                        |        |
| Wellesley, Massachusetts 02481         |        |
| ·                                      | ·      |
|  |        |
| Full name of second inventor, if any   |        |
| Wei Tan                                |        |
| Second inventor's signature            | Date   |
|  |        |
| Residence                              |        |
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| Citizenship People's Republic of China | ,      |
| Mailing Address                        |        |
|  |        |
| 910 South Loomis Street, #3R           |        |
| Chicago, Illinois 60607                |        |
|  |        |

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| Application Number | plication Number Country [ |  | Priority Claimed<br>Under 35 USC 119 |  |
|--------------------|----------------------------|--|--------------------------------------|--|
|                    | <del></del>                |  | Yes No                               |  |
|                    | · .                        |  | Yes No                               |  |
|                    |                            |  | Yes No                               |  |

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| ·                  |         | ·                           |
|                    |         |                             |

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| 1 | o such U.S. | provisional | applications | have | been | filed. |
|---|-------------|-------------|--------------|------|------|--------|
|---|-------------|-------------|--------------|------|------|--------|

x such U.S. provisional application have been filed as follows:

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|--------------------|-----------------------------|--------------------------------------|--|
| 60/427,646         | 19/11/2002                  | x Yes No                             |  |
| ·                  |                             | Yes No                               |  |
|                    |                             | Yes No                               |  |

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Please direct facsimiles to: (312) 474-0448

| Full name of sole or first inventor                     |               |
|---|---------------|
| Tejal A. Desai  |               |
| Sole or first inventor's signature                      | Date          |
|   |               |
| Residence   |               |
| Wellesley, Massachusetts                                |               |
| Citizenship US  |               |
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|   |               |
| Full name of second inventor, if any Wei Tan            |               |
| Second inventor's signature Wei Tan.                    | Date 7/6/2005 |
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| Citizenship People's Republic of China                  | 1             |
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